Case 1:05 cy-00711-GMS Document 20-2 Filed 05/25/2006 Page 1 of 33

DISTRICT OF DELAWARE	
FELICIA BYERS,	
Plaintiff, V. SUBPOEM HSBC PAY SERVICES, INC.,	NA IN A CIVIL CASE
Defendant. CASE NUMB TO: Medical Records Custodian Christiana Care 4755 Ogletown-Stanton Road Newark, Delaware	ser: 05-711-GMS
YOU ARE COMMANDED to appear in the United States District Court at the place,	date, and time specified below to testify in
the above case.	COURTROOM
	DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time specified below to above case.	testify at the taking of a deposition in the
PLACE OF DEPOSITION	DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and copying of the fo date, and time specified below (list documents or objects): Any and all medical adocuments relating to Felicia Byers hereto which further specifies the documents requested.	
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19801	June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises at the date a	
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the taking of a depo directors, or managing agents, or other persons who consent to testify on its bel designated, the matters on which the person will testify. Federal Rules of Civil Procedular	nalf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT) Attorney for Defendant	DATE May 19, 2006
ISSUING OFFICER'S NAME ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richards, P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	Layton & Finger, One Rodney Square,

(See Rule 45 Federal Rules of Civil Procedure Parts C & D on Reverse)

		PROOF OF SERVICE
DATE PLACE		
SERVED	5/19/06	4755 OGLETOWN-STANTON RD. NEWARK, DE
SERVED ON (PRINT NAME)		MANNER OF SERVICE
CHRISTIANA C	ARE	ACCEPTED BY DEBORAH WARREN
ERVED BY (PRINT NAME)		TITLE
DENORRIS BR	ITT	PROCESS SERVER
		DECLARATION OF SERVER
		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/19/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 **WILMINGTON, DE 19899-1360** 302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person at the place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectthe premises except pursuaritto an order of the court by which the subpoena was issued If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an orderto compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides, is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand

no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or

information not describing specific events or occurrences in dispute and

resulting from the expert's study made not at the request of any party, or

(ii) requires a person who is not a party or an officer of a party to
incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- (2) When information subject to a subpoena is withheld on a claim that it is privileged orsubjectto protection astrial preparation materials, the claim shall be made expresslyand shall be supported by description of the nature of the documents, communications, orthings not produced that is sufficienttoenable the demanding party to contest the claim.

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Re: Felicia Byers

DOB: SS #: MAY 1 2 2006

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

Felicia Byers

Date

relicia Dyeis

NOTE: This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and to its attorneys toomy attorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:05-cv-00711-GMS Document 20-2 Filed 05/25/2006 Page 4 of 33

DISTRICT OF DELA	WARE
FELICIA BYERS,	
Plaintiff, v. HSBC PAY SERVICES, INC.,	SUBPOENA IN A CIVIL CASE
Defendant. TO: Donald Emery, M.D. 4745 Ogletown-Stanton Road Newark, Delaware 19713 YOU ARE COMMANDED to appear in the United States District Court the above case.	CASE NUMBER: 05-711-GMS at the place, date, and time specified below to testify in
	COURTROOM
	DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time special above case. PLACE OF DEPOSITION	DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and condate, and time specified below (list documents or objects): Any and adocuments relating to Felicia Byers hereto which further specifies the documents requested.	
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wiln	n., DE 19801 June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises	at the date and time specified below.
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the tall directors, or managing agents, or other persons who consent to tes designated, the matters on which the person will testify. Federal Rules of	tify on its behalf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT Attorney)	DATE May 19, 2006 for Defendant
issuing officer's name. Address and phone number Kelly A. Green (#4095 P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.), Richards, Layton & Finger, One Rodney Square,

(See Rule 45. Federal Rules of Civil Procedure Parts C & D on Reverse)

PROOF OF SERVICE		
	DATE	PLACE
SERVED	5/19/06	4755 OGLETOWN-STANTON RD. NEWARK, DE
SERVED ON (PRINT NAME)		MANNER OF SERVICE
DONALD EMEI	RY, MD	ACCEPTED BY LINDA KANE
ERVED BY (PRINT NAME)		TITLE
DENORRIS BR	ITT	PROCESS SERVER
****		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/22/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 WILMINGTON, DE 19899-1360 302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectithe premises except pursuaritto an order of the court by which the subpoena was issued. If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
- (3) (A) On timely motion, the court by which asubpoenawas issued shall quash or modify the subpoena if it
 - (i) fails to allow reasonable time for compliance;
- (h) requires a person who is not a party or an officer of a partyto travel to a place more than 1 00 miles from the place where that person resides, is employed or regularly transacts business in person, except that.

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand no exception or waiver applies, or

io exception or waiver applies, or (iv) subjects a person to undue burden.

- (B) If a subpoena
- (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party. or

(iil) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, orthings not produced that is sufficient to enable the demanding party to contest the claim.

Filed 05/25/2006 Page 6 of 33

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Felicia Byers Re:

DOB: SS #:

MAY 1 2 2006

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

NOTE:

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and for its attorneys toomy vattorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:05 cv-00711-GMS Document 20-2 Filed 05/25/2006 Page 7 of 33

DISTRICT OF DELAWARE	
FELICIA BYERS,	
Plaintiff, v. SUBPOEN HSBC PAY SERVICES, INC.,	A IN A CIVIL CASE
Defendant. CASE NUMBI	ER: 05-711-GMS
TO: Neil S. Kaye, M.D. Stoney Batter Office Bldg., Suite 103 5301 Limestone Road Wilmington, Delaware 19808 YOU ARE COMMANDED to appear in the United States District Court at the place, dethe above case.	ate, and time specified below to testify in
THE above case.	COURTROOM
	DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time specified below to above case.	testify at the taking of a deposition in the
PLACE OF DEPOSITION	DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and copying of the foll date, and time specified below (list documents or objects): Any and all medical r documents relating to Felicia Byers A hereto which further specifies the documents requested.	
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19801	June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises at the date an	d time specified below.
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the taking of a depos directors, or managing agents, or other persons who consent to testify on its beh designated, the matters on which the person will testify. Federal Rules of Civil Procedu	alf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT) **Attorney for Defendant**	DATE May 19, 2006
ISSUING OFFICER'S NAME. ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richards, L. P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	ayton & Finger, One Rodney Square,

(See Rule 45. Federal Rules of Civil Procedure Parts C & D on Reverse)

		PROOF OF SERVICE
DATE PLACE		
SERVED	5/19/06	5301 LIMESTONE RD WILMINGTON, DE
SERVED ON (PRINT NAME)		MANNER OF SERVICE
NEIL KAYE, MI)	ACCEPTED BY DEL. TO RECEPTIONIST
SERVED BY (PRINT NAME)		TITLE
DENORRIS BR	TT	PROCESS SERVER
		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/19/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360

WILMINGTON, DE 19899-1360 302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectthe premises except pursuaritto an order of the court by which the subpoena was issued If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an orderto compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it
 - (i) fails to allow reasonable time for compliance;
- (h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides, is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand

no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party. or

(ii!) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- 2) When information subject to a subpoena is withheld on a claim that it is privileged orsubjectto protection astrial preparation materials, the claim shall be made expresslyand shall be supported by a description of the nature of the documents, communications, orthings not produced that is sufficienttoenable the demanding party to contest the claim.

Filed 05/25/2006 Page 9 of 33

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Re:

Felicia Byers

DOB: SS #:

MAY 1 2 2008.

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

NOTE:

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and for its attorneys toomy attorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:05 cv-00711-GMS Document 20-2 Filed 05/25/2006

Page 10 of 33

DISTRICT OF DELA	AWARE_	
FELICIA BYERS,		
Plaintiff, v. HSBC PAY SERVICES, INC.,	SUBPOEN	A IN A CIVIL CASE
Defendant. TO: John Wm. Dettwyler, Ph.D. Stoney Batter Office Bldg., Suite 103 5301 Limestone Road	CASE NUMBI	ER: 05-711-GMS
Wilmington, Delaware 19808 YOU ARE COMMANDED to appear in the United States District Courthe above case.	t at the place, d	ate, and time specified below to testify in
		COURTROOM
		DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time special above case.	cified below to	testify at the taking of a deposition in the
PŁACE OF DEPOSITION		DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and co date, and time specified below (list documents or objects): Any and documents relating to Felicia Byers hereto which further specifies the documents requested.	all medical r	
PLACE		DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wil	m., DE 19801	June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premise	s at the date an	d time specified below.
PREMISES		DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the ta directors, or managing agents, or other persons who consent to tes designated, the matters on which the person will testify. Federal Rules of	tify on its beha	alf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDAN		DATE May 19, 2006
Kelly A Lieun Attorney	for Defendant	
ISSUING OFFICER'S NAME. ADDRESS AND PHONE NUMBER Kelly A. Green (#4095 P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	i), Richards, L	ayton & Finger, One Rodney Square,

(See Rule 45. Federal Rules of Civil Procedure Parts C & D on Reverse)

PROOF OF SERVICE		
	DATE	PLACE
SERVED	5/19/06	5301 LIMESTONE RD WILMINGTON, DE
SERVED ON (PRINT NAME)		MANNER OF SERVICE
JOHN DETTW	YLER, PHD	ACCEPTED BY DEL. TO RECEPTIONIST
SERVED BY (PRINT NAME)		TITLE
DENORRIS BRITT PROCESS SERVER		PROCESS SERVER
		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct

Executed on

5/19/06

DATE

SIGNATURÉ OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 WILMINGTON, DE 19899-1360

302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectine premises except pursuaritto an order of the court by which the subpoena was issued. If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(h) requires a person who is not a party or an officer of a partyto travel to a place more than 1 00 miles from the place where that person resides, is employed or regularly transacts business in person. except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand

no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and

resulting from the expert's study made not at the request of any party, or
(iil) requires a person who is not a party or an officer of a party to
incur substantial expense to travel more than 1 00 miles to attend trial, the court
may, to protect a person subject to or affected by the subpoena, quash or
modify the subpoena, or, if the party in whose behalf the subpoena is issued
shows asubstantial need forthe testimony or material that cannot be otherwise
met without undue hardship and assures that the person to whom the
subpoena is addressed will be reasonably compensated, the court may order
appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expresslyand shall be supported by description of the nature of the documents, communications, orthings not produced that is sufficient to enable the demanding party to contest the claim

Case 1:05-cv-00711-GMS Document 20-2 Filed 05/25/2006 Page 12 of 33

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Felicia Byers Re:

DOB: SS #:

MAY 1 2 2008

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

NOTE:

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and tot its attorneys toomy attorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and isonot an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:05 ev-00711-GMS Document 20-2: Filed 05/25/2006 Page 13 of 33

DISTRICT OF DELAWAR	<u>RE</u>
FELICIA BYERS,	
Plaintiff, V. SUBP HSBC PAY SERVICES, INC.,	OENA IN A CIVIL CASE
TO: Scott Meyerson, M.D. 1941 Limestone Road Wilmington, Delaware 19808	NUMBER: 05-711-GMS
YOU ARE COMMANDED to appear in the United States District Court at the pl. the above case.	ace, date, and time specified below to testify in
	COURTROOM
	DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time specified beloabove case.	ow to testify at the taking of a deposition in the
PLACE OF DEPOSITION	DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and copying of to date, and time specified below (list documents or objects): Any and all medi documents relating to Felicia Byers hereto which further specifies the documents requested.	
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19	9801 June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises at the de	ate and time specified below.
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the taking of a directors, or managing agents, or other persons who consent to testify on its designated, the matters on which the person will testify. Federal Rules of Civil Pro	s behalf, and may set forth, for each person
issuing officer signature and title (indicate if attorney for plaintiff or defendant) Attorney for Defer	ndant DATE May 19, 2006
ISSUING OFFICER'S NAME. ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richard P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	rds, Layton & Finger, One Rodney Square,

(See Rule 45 Federal Rules of Civil Procedure Parts C & D on Reverse)

V	PROOF OF SERVICE		
***************************************	DATE	PLACE	
SERVED	5/19/06	1941 LIMESTONE RD. WILMINGTON, DE	
SERVED ON (PRINT NAME)		MANNER OF SERVICE	
SCOTT MEYER	SON, MD	ACCEPTED BY EMILY MCURIG	
SERVED BY (PRINT NAME) TITLE		TITLE	
DENORRIS BRITT PROCESS SERVER			
DECLARATION OF SERVER			

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/19/06

DATE

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 WILMINGTON, DE 19899-1360

302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectthe premises except pursuaritto an order of the court by which the subpoena was issued if objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an orderto compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides, is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand

no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and

resulting from the expert's study made not at the request of any party, or
(iil) requires a person who is not a party or an officer of a party to
incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expresslyand shall be supported by a description of the nature of the documents, communications, orthings not produced that is sufficienttoenable the demanding party to contest the claim.

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Re:

Felicia Byers

DOB: SS#: MAY 1 2 2008

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

Signed:

Felicia Byers

Date

NOTE:

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and to its attorneys to my vattorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:05-ev-00711-CMS Document 20-2 Fied 05/25/2006 Page 16 of 33

DISTRICT OF DELAWARE	
FELICIA BYERS,	
Plaintiff, v. SUBPOEN HSBC PAY SERVICES, INC.,	A IN A CIVIL CASE
Defendant. CASE NUMBE	er: 05-711-GMS
TO: Guarav Jain, M.D. Limestone Medical Center, Suite 214 1941 Limestone Road Wilmington, Delaware 19808 YOU ARE COMMANDED to appear in the United States District Court at the place, dethe above case.	ate, and time specified below to testify in
	COURTROOM
	DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time specified below to above case. PLACE OF DEPOSITION	testify at the taking of a deposition in the
X YOU ARE COMMANDED to produce and permit inspection and copying of the foll date, and time specified below (list documents or objects): Any and all medical redocuments relating to Felicia Byers A hereto which further specifies the documents requested.	
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19801	June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises at the date an	d time specified below.
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the taking of a depos directors, or managing agents, or other persons who consent to testify on its behindesignated, the matters on which the person will testify. Federal Rules of Civil Procedu	alf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT) Attorney for Defendant	DATE May 19, 2006
ISSUING OFFICER'S NAME. ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richards, L. P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	ayton & Finger, One Rodney Square,

(See Rule 45 Federal Rules of Civil Procedure Parts C & D on Reverse)

PROOF OF SERVICE		
	DATE	PLACE
SERVED	5/19/06	1941 LIMESTONE RD. WILMINGTON, DE
SERVED ON (PRINT NAME)		MANNER OF SERVICE
GUARAV JAIN	, MD	ACCEPTED BY EMILY MCURIG
SERVED BY (PRINT NAME)		TITLE
DENORRIS BR	ITT	PROCESS SERVER
		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct

Executed on

5/19/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 WILMINGTON, DE 19899-1360 302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectthe premises except pursuaritto an order of the court by which the subpoena was issued. If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an orderto compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it
 - (i) fails to allow reasonable time for compliance;
- (h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides. is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and

resulting from the expert's study made not at the request of any party, or

(iil) requires a person who is not a party or an officer of a party to
incur substantial expense to travel more than 1.00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expresslyand shall be supported by adescription of the nature of the documents, communications, orthings not produced that is sufficienttoenable the demanding party to contest the claim

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Re:

Felicia Byers

DOB: SS #: MAY 1 2 2008

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

Signed: 144

Felicia Byers

Date

NOTE:

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and or its attorneys toomy attorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and isonot an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:05-10711-CMS a Pocument 20-2 Field 05/25/2006 Page 19 of 33

DISTRICT OF DELAWAR	E
FELICIA BYERS,	
Plaintiff, v. SUBPO	DENA IN A CIVIL CASE
	IUMBER: 05-711-GMS
TO: Carol Tavani, M.D. 4745 Ogletown-Stanton Road Map 1, Suite 124 Newark, Delaware 19713 YOU ARE COMMANDED to appear in the United States District Court at the plathe above case.	ice, date, and time specified below to testify in
	COURTROOM
	DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time specified below above case.	
PLACE OF DEPOSITION	DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and copying of th	e following documents or objects at the place,
date, and time specified below (list documents or objects): Any and all medic documents relating to Felicia Byers hereto which further specifies the documents requested.	cal records, diagnostic tests and related A Medical Authorization is attached
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19	801 June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises at the da	te and time specified below.
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the taking of a d directors, or managing agents, or other persons who consent to testify on its designated, the matters on which the person will testify. Federal Rules of Civil Pro	behalf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT) Attorney for Defendance of the property	dant DATE May 19, 2006
ISSUING OFFICER'S NAME ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richard P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	ds, Layton & Finger, One Rodney Square,

(See Rule 45. Federal Rules of Civil Procedure Parts C & D on Reverse)

PROOF OF SERVICE		
	DATE	PLACE
SERVED	5/19/06	4745 OGLETOWN-STANTON RD
ERVED ON (PRINT NAME)		MANNER OF SERVICE
CAROL TAVAN	II. MD	ACCEPTED BY TIFFANY MUSSER
ERVED BY (PRINT NAME)		TITLE
DENORRIS BR	ITT	PROCESS SERVER
		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/19/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 WILMINGTON, DE 19899-1360 302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectthe premises except pursuaritto an order of the court by which the subpoena was issued. If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an orderto compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it
 - (i) fails to allow reasonable time for compliance;
- (h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides. is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iil) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expresslyand shall be supported by a description of the nature of the documents, communications, orthings not produced that is sufficienttoenable the demanding party to contest the claim

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Re: Felicia Byers

DOB: SS #: MAY 1 2 2008

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

Signed: Notywor

Felicia Byers

NOTE: This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and/or its attorneys toomyvattorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:05-07-11-CMS at Pocument 20-2 Field 05/25/2006 Page 22 of 33

DISTRICT OF DELAWARE	
FELICIA BYERS,	
Plaintiff, v. SUBPOEN HSBC PAY SERVICES, INC.,	A IN A CIVIL CASE
Defendant. CASE NUMBER TO: Dr. Gregory Papa 3620 N. DuPont Highway New Castle, Delaware 19720 YOU ARE COMMANDED to appear in the United States District Court at the place, described the above case.	er: 05-711-GMS ate, and time specified below to testify in
the above case.	COURTROOM
	DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time specified below to above case.	testify at the taking of a deposition in the
PLACE OF DEPOSITION	DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and copying of the foll date, and time specified below (list documents or objects): Any and all medical redocuments relating to Felicia Byers A hereto which further specifies the documents requested.	
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19801	June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises at the date an	d time specified below.
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the taking of a depos directors, or managing agents, or other persons who consent to testify on its behindesignated, the matters on which the person will testify. Federal Rules of Civil Procedu	alf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT) Attorney for Defendant	DATE May 19, 2006
ISSUING OFFICER'S NAME. ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richards, L. P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	ayton & Finger, One Rodney Square,

(See Rule 45 Federal Rules of Civil Procedure Parts C & D on Reverse)

		PROOF OF SERVICE
	DATE	PLACE
SERVED	5/22/06	3620 N. DUPONT HWT. NEW CASTLE, DE
ERVED ON (PRINT NAME)		MANNER OF SERVICE
DR. GREGORY	PAPA	ACCEPTED BY DEBBIE MEADOW
ERVED BY (PRINT NAME)		TITLE
DENORRIS BR	ITT	PROCESS SERVER
W154W1744W1	THE TRANSPORT OF THE TR	DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct

Executed on

5/22/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360

WILMINGTON, DE 19899-1360 302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person at the place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises if objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectthe premises except pursuaritto an order of the court by which the subpoena was issued if objection has been made, the partyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an orderto compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it
 - (i) fails to allow reasonable time for compliance;
- (h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or (iil) requires a person who is not a party or an officer of a party to

(iil) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand.
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, orthings not produced that is sufficient to enable the demanding party to contest the claim.

Case 1:05-cv-00711-GMS Document 20-2 Filed 05/25/2006 Page 24 of 33

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Felicia Byers Re:

DOB: SS #:

MAY 1 2 2006

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and tot its attorneys toomy attorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.

NOTE:

Case 1:05 pv-00711-GMS Document 20-2 Fied 05/25/2006 Page 25 of 33

DISTRICT OF DELAW.	ARE
FELICIA BYERS,	
Plaintiff, v. SU: HSBC PAY SERVICES, INC.,	BPOENA IN A CIVIL CASE
Defendant. CA TO: Frances Klaff, Ph.D. 112 Dennis Drive Elkton, Maryland 21921 YOU ARE COMMANDED to appear in the United States District Court at the	SE NUMBER: 05-711-GMS e place, date, and time specified below to testify in
the above case.	COURTROOM DATE AND TIME
YOU ARE COMMANDED to appear at the place, date, and time specified above case.	below to testify at the taking of a deposition in the
PLACE OF DEPOSITION	DATE AND TIME
X YOU ARE COMMANDED to produce and permit inspection and copying date, and time specified below (list documents or objects): Any and all modocuments relating to Felicia Byers hereto which further specifies the documents requested.	
PLACE	DATE AND TIME
Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., D	E 19801 June 9, 2006 by 5:00 p.m.
YOU ARE COMMANDED to permit inspection of the following premises at the	e date and time specified below.
PREMISES	DATE AND TIME
Any organization not a party to this suit that is subpoenaed for the taking of directors, or managing agents, or other persons who consent to testify of designated, the matters on which the person will testify. Federal Rules of Civil	n its behalf, and may set forth, for each person
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT) Attorney for D	efendant DATE May 19, 2006
issuing officer's name address and phone number Kelly A. Green (#4095), Ric P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.	chards, Layton & Finger, One Rodney Square,

(See Rule 45 Federal Rules of Civil Procedure Parts C & D on Reverse)

PROOF OF SERVICE		
***************************************	DATE	PLACE
SERVED	5/22/06	112 DENNIS DR. ELKTON, MD
SERVED ON (PRINT NAME)		MANNER OF SERVICE
FRAMCES KLAFF, PHD		ACCEPTED BY JOYCE MCHEMEY
SERVED BY (PRINT NAME)		TITLE
DENORRIS BR	ITT	PROCESS SERVER
		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/22/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 WILMINGTON, DE 19899-1360 302-475-2600

Rule 45. Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectthe premises except pursuaritto an order of the court by which the subpoena was issued. If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides, is employed or regularly transacts business in person, except that.

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand

no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, orthings not produced that is sufficient to enable the demanding party to contest the claim

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Re:

Felicia Byers

DOB: SS #: MAY 1 2 2008

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until rewoked by me in writing.

Signed:

Felicia Byers

Date .

NOTE:

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and or its attorneys to my vattorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.

Case 1:0 Tax-1172b- States mistrict Fed 15/25/2006 Page 28 of 33 DISTRICT OF DELAWARE FELICIA BYERS, Plaintiff, SUBPOENA IN A CIVIL CASE ٧. HSBC PAY SERVICES, INC., Defendant. CASE NUMBER: 05-711-GMS TO: David M. Fink, M.D. 1082 Old Churchmans Road, #100 Newark, Delaware 19713 YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case COURTROOM DATE AND TIME YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case. PLACE OF DEPOSITION DATE AND TIME X YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects): Any and all medical records, diagnostic tests and related A Medical Authorization is attached documents relating to Felicia Byers hereto which further specifies the documents requested. DATE AND TIME PLACE Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19801 June 9, 2006 by 5:00 p.m. YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below. PREMISES DATE AND TIME Any organization not a party to this suit that is subpoensed for the taking of a deposition shall designate one or more officers. directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

Attorney for Defendant

DATE May 19, 2006

ISSUING OFFICER'S NAME ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richards, Layton & Finger, One Rodney Square, P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.

(See Rule 45. Federal Rules of Civil Procedure Parts C & D on Reverse)

		PROOF OF SERVICE
	DATE	PLACE
SERVED	5/22/06	1082 OLD CHURCHMANS RD NEWARK, DE
SERVED ON (PRINT NAME)		MANNER OF SERVICE
DAVID M. FINK	, MD	ACCEPTED BY TARA DUFFY
SERVED BY (PRINT NAME)		TITLE
DENORRIS BR	ITT	PROCESS SERVER
		DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/22/06

DATE

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360 **WILMINGTON, DE 19899-1360**

302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspectible premises except pursuaritto an order of the court by which the subpoena was issued If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an orderto compel the production Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it
 - (i) fails to allow reasonable time for compliance;
- (h) requires a person who is not a party or an officer of apartyto travel to a place more than 1 00 miles from the place where that person resides. is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand no exception or waiver applies, or

(iv) subjects a person to undue burden

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party. or

(iil) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

- (1) A person responding to a subpoena to produce documents shall produce them as they are keptin the usual course of business or shall organize and label them to correspond with the categories in the demand.
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection astrial preparation materials, the claim shall be made expresslyand shall be supported by a description of the nature of the documents, communications, orthings not produced that is sufficienttoenable the demanding party to contest the claim

AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS/INFORMATION

Re: Felicia Byers

DOB: MAY 1 2 2506

SS #:

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until rewoked by me in writing.

Signed TUM

NOTE:

Felicia Byers ()

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and of its attorneys toomy attorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and isonot an authorization to communicate verbally or

otherwise with any healthcare provider.

Case 1:0544-00711-CAS at Poscument 20-2 tet 05/25/2006 Page 31 of 33 DISTRICT OF DELAWARE FELICIA BYERS, Plaintiff, SUBPOENA IN A CIVIL CASE V. HSBC PAY SERVICES, INC., Defendant. CASE NUMBER: 05-711-GMS TO: Jay G. Weisburg, M.D. Commonwealth Bldg., Suite 100-E 260 Chapman Road Newark, Delaware 19702 YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case. COURTROOM DATE AND TIME YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case. DATE AND TIME PLACE OF DEPOSITION X YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects): Any and all medical records, diagnostic tests and related A Medical Authorization is attached documents relating to Felicia Byers hereto which further specifies the documents requested. DATE AND TIME PLACE Richards, Layton & Finger, One Rodney Square, 920 King St., Wilm., DE 19801 June 9, 2006 by 5:00 p.m. YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below. PREMISES DATE AND TIME Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers,

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

DATE

May 19, 2006

Kelly A Breen

ISSUING OFFICER'S NAME. ADDRESS AND PHONE NUMBER Kelly A. Green (#4095), Richards, Layton & Finger, One Rodney Square, P.O. Box 551, Wilmington, DE 19899; (302) 651-7700.

Attorney for Defendant

(See Rule 45. Federal Rules of Civil Procedure Parts C & D on Reverse)

PROOF OF SERVICE			
***************************************	DATE	PLACE	
SERVED	5/23/06	260 CHAPMAN RD. NEWARK, DE	
SERVED ON (PRINT NAME)		MANNER OF SERVICE	
JAY G. WEISBU	IRG, MD	ACCEPTED BY BONNIE CATTS	
SERVED BY (PRINT NAME)		TITLE	
DENORRIS BR	ITT	PROCESS SERVER	

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on

5/23/06

DATE

SIGNATURE OF SERVER

BRANDYWINE PROCESS SERVERS, LTD. P.O. BOX 1360

WILMINGTON, DE 19899-1360

302-475-2600

Rule 45, Federal Rules of Civil Procedure, Parts C & D-

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

- (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the partyor attorney in breach of this duty an appropriate sanction which may include but is not limited to, lost earnings and reasonable attorney's fee
- (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need notappearin person atthe place of production or inspection unless commanded to appear for deposition, hearing or trial
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materialsorof the premises. If objection is made, the partyserving the subpoenashall not be entitled to inspectand copyrnaterials; or inspective premises except pursuaritto an order of the court by which the subpoena was issued. If objection has been made, the parlyserving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.
- (3) (A) On timely motion, the court bywhich asubpoenawas issued shall quash or modify the subpoena if it
 - (i) fails to allow reasonable time for compliance;
- (h) requires a person who is not a party or an officer of a partyto travel to a place more than 1 00 miles from the place where that person resides, is employed or regularly transacts business in person, except that,

subject to the provisions of clause (c)(3)(B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matterand no exception or waiver applies, or

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(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information. or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or (ii!) requires a person who is not a party or an officer of a party to

(iil) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 1 00 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in whose behalf the subpoena is issued shows asubstantial need forthe testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions

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Case 1:05-cv-00711-GMS Document 20-2 Filed 05/25/2006 Page 33 of 33

Re:

Felicia Byers

DOB: SS #:

MAY 1-2 2008

I, Felicia Byers, authorize any physician, psychiatrist, psychologist, osteopath, chiropractor, acupuncturist, therapist, dentist, podiatrist, nurse practitioner, social worker, psychiatric social worker, counselor, medical technician, medical lab, hospital, health clinic, or any other health care provider to furnish to HSBC Pay Services, Inc. ("HSBC") and/or its attorneys all records, tests, test results, opinions, reports, notes, tapes (audio or video), summaries, charts, graphs, telephone slips/messages, records of patient visits, billing records, insurance records, notes/records of prescriptions or drugs provided or prescribed, x-rays, photostatic copies, abstracts, or excerpts of any records, or any other document in your custody or under your control or any information within your knowledge relating in any way to any treatment, evaluation, assessment, or other service provided by you or anyone else to me for any alleged/reported illness, medical condition, or physical, mental, emotional, psychological, or psychiatric condition.

I hereby waive any physician-patient privilege, any HIPAA right or any other privilege or right I may otherwise have to said information. Outpatient as well as inpatient records are to be released. This authorization also allows for the release of medical records that you have received from other providers.

All documents and information should be produced to Kelly A. Green of Richards, Layton & Finger, One Rodney Square, 920 King Street, Wilmington, Delaware 19801. You are instructed to honor promptly any request for such records and information that may be submitted to you. A copy of this Release, including a copy sent by facsimile transmission, shall be accepted as the original.

I hereby release all persons connected with any request for information or records pursuant to this Release from all claims and liability that may arise from the release or use of such information.

This authorization is valid for 18 months from the date indicated below, or until revoked by me in writing.

Felicia Byers

This authorization is conditioned upon copies of any materials obtained through its usebeing supplied by HBCS Pay Services, and for its attorneys toomy vattorney, Gary W. Aber, Esquire, Further, this authorization is an authorization for medical records or my treatment, and is not an authorization to communicate verbally or otherwise with any healthcare provider.